Case 6:22-po-00581-HBK Document 4 Filed 12/06/22 Page 1 of 2 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

NOTICE and ORDER of CONTINUED HEARING

| UNITED STATES | OF AMERICA |) |
|--|--|--|
| | |) CITATION NO.: E1167005 |
| v. | | E1167006 |
| AARON ROBERTS | | 6:22-po-00581-HBK |
| | |) |
| Type of Case: CI | ENTRAL VIOLAT | TIONS BUREAU VIOLATION NOTICE |
| TAKE NOTICE thearing date of <u>D</u> | hat a Court procee ecember 6, 2022 | ding in this case has been CONTINUED from the to: |
| DATE/TIME: | <u>Tuesday,</u> | January 7, 2023 , 1:00 pm . |
| LOCATION: | U.S. District Co 9004 Castle Clif | RATE JUDGE COURTROOM ourthouse - Yosemite ffs Ct y, California 95389 |
| OFFENSE(S): | CVC 16020(a) |); CVC 4000(a)(1) |
| CONTINUANCE | REQUEST: First | , COVID exposure, will be out of Yosemite National Park seeking testing . |
| YOU ARE HEREBY (| ORDERED TO APPEA | R AT THE CONTINUED COURT DATE REFERENCED ABOVE. |
| A Failure to Appear on the al | pove date will result in an Issu | nance of a Bench Warrant and/or Abstract on your Driving Record, depending on the charges. |
| | | ourt date. The Deputy Clerk will inform the United States Attorney's office of the continuance, or and the Court's continuance policy. |
| to the United States Attorne that this is a second time the cause" for the continuance. act on the request for 3 days, consider the written request a | ey, Misdemeanor Unit, 2500 defendant has sought a continuous for request must be received be giving the United States Attourd any objection. The Deput | It must submit his or her request to the court in writing, and must also send a copy of the request D Tulare Street, 4th Floor - Suite 4401, Fresno, CA 93721. The request must inform the court must of his or her court date, and must provide a statement of "good by the court no later than 1 week before the scheduled court date. The court will not may an opportunity to object. After the 3 day objection period, the Judge will y Clerk will then inform the litigant and the United States Attorney of the Court's sent extraordinary circumstances and no continuance will be granted after the hearing |
| Dated: | | |
| December 6, | 2022 | /s/ Helena Barch-Kuchta |
| | | U.S. Magistrate Judge Helena Barch-Kuchta |

U.S. Attorney, Fresno Office - Misdemeanor Unit Federal Defender, Fresno Office

cc:

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA FRESNO CENTRAL VIOLATIONS BUREAU CALENDAR

COURT POLICY REGARDING CONTINUANCES OF COURT DATES BY PROS SE DEFENDANTS REVISED OCTOBER 15, 2013

- 1) The Court may grant one request for a continuance of a court date by a pro se defendant. The decision to grant a continuance is based upon the nature of the case and other factors. The Deputy Clerk will inform the United States Attorney's office of the continuance, and will mail the pro se defendant a copy of the Notice of Continued Hearing and policy.
- 2) To obtain a second continuance of a court date, a pro se defendant must submit his or her request to the court in writing, and must also send a copy of the request to the United States Attorney, c/o Misdemeanor Unit, 2500 Tulare Street, 4th Floor Ste. 4401, Fresno, CA 93721. The request must inform the court that this is a second time the pro se litigant has sought a continuance of his or her court date, and must provide a statement of good cause for the continuance. The request must be received by the court no later than one week before the scheduled court date. The court will not act on the request for three days, giving the United States Attorney an opportunity to object. After the three (3) day objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Court's decision. No more than two (2) continuances will be granted absent extraordinary circumstances.
- 3) Any pro se defendant seeking a third or further continuance must submit his or her request to the court in writing, and also serve the United States Attorney a copy of the request. The pro se defendant must inform the court how many continuances he or she has previously been granted, and must also provide an explanation of the extraordinary circumstances justifying a third or further continuance. Such a request must be received by the court no later than two (2) weeks before the scheduled court date. The court will not act on the request for one (1) week, giving the United States Attorney an opportunity to object. After the one (1) week objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Judge's decision.

Even if the request for continuance is not opposed or even agreed to by the United States Attorney, the Court may still deny the request.